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August 7, 2012

**VIA ECF**

Hon. Cheryl L. Pollack  
United States Magistrate Judge  
United States District Court  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Diaz v. Portfolio Recovery Associates, LLC  
Docket No. : 10-cv-3920  
Our File No. : 09120.00239

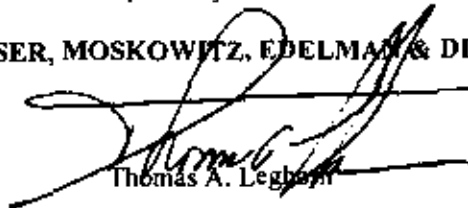
Your Honor:

We represent the defendants in the above-entitled action. As previously reported to the Court, a settlement had been reached among the parties and, by your order of July 12, 2012, you had set today, August 7<sup>th</sup>, 2012, as the deadline for the settlement to be completed and the discontinuance filed with the Court. The parties have accomplished all aspects of the settlement with the exception of having the settlement check from the defendants' insurer to deliver to plaintiff's counsel. We have been following with the insurer since your prior order and were advised yesterday that we should have the check within the next few days. Although I expect receipt of the check by the end of this week, I am making this application with the consent of plaintiff's counsel to extend the deadline by one week to August 14, 2012. Based upon the information I was provided by the insurer, I do not anticipate making an application for any further extensions of time.

Based on the above, it is respectfully requested, upon consent, that this Court extend the current deadline through and including August 14, 2012, within which to deliver the settlement check and permit the plaintiff's counsel to file a stipulation of dismissal.

Respectfully Submitted,

**WILSON, ELSE, MOSKOWITZ, EDELMAN & DICKER LLP**



Thomas A. Leghorn

*So Ordered*

cc: Daniel Schlanger - via ECF

/S/ CHERYL POLLAK

*used*  
*8/7/12*